



# Commonwealth of Massachusetts

Department of Public Safety  
One Ashburton Place, Room 1301  
Boston, MA 02108-1618  
Tel: (617) 727-3200  
Fax: (617) 727-5732  
WWW.MASS.GOV/DPS

## APPLICATION FOR VARIANCE AND INSTRUCTIONS

Pursuant to 520 CMR 5.14(1)(j)(5) or 520 CMR 5.15(1)(j)(5)

\_\_\_\_\_  
(Name of Applicant Organization—print)

\_\_\_\_\_  
(Date of Application)

\_\_\_\_\_  
(License Number—if previously licensed)

\_\_\_\_\_  
(Element Number—if applicable)

\_\_\_\_\_  
(Contact Name & Title--print)

\_\_\_\_\_  
(Fax Number)

\_\_\_\_\_  
(Contact Name E-Mail Address)

\_\_\_\_\_  
(Contact Name Phone #)

\_\_\_\_\_  
(Organization Street Address)

\_\_\_\_\_  
(Organization City, State, Zip Code)

Please state each section of the Regulation for which a variance is being sought:

520 CMR\_\_\_\_\_

520 CMR\_\_\_\_\_

520 CMR\_\_\_\_\_

In accordance with 520 CMR 5.14(1)(j)(5) for Challenge Courses and 520 CMR 5.15(1)(j)(5) for Climbing Wall Facilities, the Applicant must attach supporting documentation demonstrating that full compliance with this regulation is overly burdensome and that the relief sought will not compromise public safety.

Is documentation in support of meeting this threshold attached? ( )YES ( )NO

### CERTIFICATION:

I hereby certify under the penalty of law that this document and all attachments are true and accurate to the best of my knowledge.

\_\_\_\_\_  
(Signature of Applicant)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Print Name)

## **INSTRUCTIONS**

**Send this Application and all attachments to:**

Officer of the Commissioner  
Department of Public Safety  
One Ashburton Place, Room 1301  
Boston, MA 02108

### **After Filing:**

The Commissioner or his designee will make a determination of the Application for a Variance within thirty (30) days from the Date of Submission. Note that the Date of Submission will be the date on which all information necessary to make the Variance Decision has been received by the Department, which will not necessarily be the date of initial intake of the request if supporting documentation is missing or insufficient. The Commissioner or his designee may grant the application with whatever conditions are deemed appropriate or the Commissioner or his designee may deny the application without a hearing based on the information submitted. Accordingly, please include all relevant information.

Any person aggrieved by this decision may request any adjudicatory hearing within thirty (30) days of the decision. All adjudicatory hearings shall be held in accordance with MGL c. 30A and 801 CMR 1.02. Any person aggrieved by the decision may appeal to the Superior Court in accordance with MGL c. 30A, §14.